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OFFICE OF PETITIONS

Paper No. 22

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In re Application of
Scott R. Smith et al.
Application No. 09/691,782
Attorney Docket No. 760-3RES

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ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed February 27, 2006, to revive the above-identified application.

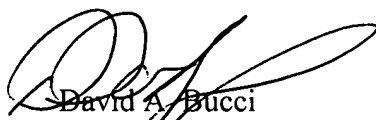
The petition is **GRANTED**

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed June 05, 2002, which set a shortened statutory period for reply of three (3) months. A two (2) month extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned on November 6, 2002.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment, Request for Continued Examination, and the \$790 filing fee; (2) the petition fee of \$1500; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office Action of June 05, 2002 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Mikhail Kornakov at (571) 272-1303 or in his absence, the undersigned at (571) 272-7099.

The application file is being referred to Technology Center AU 3731 for appropriate action on the concurrently filed amendment.


David A. Bucci
Petitions Examiner
Office of Petitions